

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

<b>CHARLES MORROW, et al.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	<b>CIVIL ACTION NO. 3:07-CV-617-MHT</b>
	)	
<b>v.</b>	)	
	)	
<b>FLOWERS FOODS, INC., et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**DEFENDANT FLOWERS BAKING CO. OF OPELIKA, LLC'S MOTION TO  
WITHDRAW ITS MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM  
PLAINTIFF RICKY SMALL WITHOUT PREJUDICE**

COMES NOW, Defendant Flowers Baking Co. of Opelika, LLC ("Flowers/Opelika") and hereby moves to withdraw its May 6, 2008 Motion to Compel Production of Documents from Plaintiff Ricky Small without prejudice to refileing such Motion after further discovery.

Respectfully submitted this the 23rd day of May, 2008.

/s/ Kevin P. Hishta  
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Opelika, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on this the 23rd day of May, 2008, I electronically filed the foregoing Defendant Flowers Baking Co. of Opelika, LLC's Motion to Withdraw its Motion to Compel the Production of Documents from Plaintiff Ricky Small Without Prejudice with the Clerk of the Court using the CM/ECF system which will send notification of such filing to:

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